

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,)
) 4:06CR3140
 Plaintiff,)
)
 v.)
)
 JEROME LANELLE COLEMAN,) **MEMORANDUM**
) **AND ORDER**
)
 Defendant.)

The defendant has filed or tendered for filing a motion that I construe as seeking a reduction of sentence pursuant to the 2007 retroactive amendments to the “crack” Guidelines. See Amendment 706 (2007).

IT IS ORDERED THAT:

1. The Clerk shall treat the defendant’s motion (filing 93) as a motion for an order modifying sentence pursuant to 18 U.S.C. § 3582(c)(2). The Federal Public Defender is herewith appointed to represent the defendant. The Clerk’s office shall provide the Federal Public Defender and the defendant with a copy of this order.

2. No later than July 25, 2011, the probation office shall provide the undersigned *and* counsel of record with a “Retroactive Sentencing Worksheet.”¹ If the officer requires additional time, a request may be made to the undersigned by e-mail. The Clerk’s office shall provide the Probation Office (Kelly Nelson) with a copy of this order.

¹If Amendment 706 applies, it appears the defendant’s base offense level would be reduced by 2 points.

3. No later August 9, 2011, counsel of record shall confer and do one of the following:
 - A. File a stipulation containing the following provisions: (i) an agreement that the defendant is eligible for a sentence reduction pursuant to 18 U.S.C. § 3582(c) and U.S.S.G. § 1B1.10; (ii) an agreement that the defendant may be resentenced without being present and without further notice; and (iii) an agreement regarding the recommended sentence.
 - B. In lieu of the stipulation provided in paragraph A, counsel for the government shall contact my judicial assistant and arrange a telephone conference with the undersigned and counsel for the defendant so that further progression of this case may be scheduled.

Dated June 13, 2011.

BY THE COURT:

Richard G. Kopf
United States District Judge